

M e m o r a n d u m

Date: December 12, 2008

To: Office of the Commissioner
Attention: Commissioner Joe Farrow

From: **DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**
Office of Assistant Commissioner, Inspector General

File No.: 005.9968.A14728.010

Subject: FOLLOW-UP REVIEW ON THE 2007 LIGHT DETECTION AND RANGING
DEVICE REVIEW

On June 14, 2006, the Office of the Commissioner directed the Office of Internal Affairs (OIA), Audits and Evaluation Unit (AEU), reorganized under Office of Inspections, Audits Unit, to perform a review of the Department's acquisition process for the Light Detection and Ranging (LIDAR) device. The purpose of the assignment was to determine if the LIDAR device acquisitions were regulatory compliant. Additionally, the AEU was tasked with reviewing the bid packages for compliance to contracting laws, directives, and policies. This request was initiated as a result of the Bureau of State Audits (BSA) memorandum, Case 12006-0738, dated June 6, 2006, requesting documentation pertaining to the procurement of the LIDAR device from January 2005 through April 2006. Hence, the Department complied with BSA's request. The results of the review were discussed in the 2007 LIDAR Review Final Report.

The objective of this follow-up is to determine if the Department has implemented corrective actions indicated in their response to the 2007 LIDAR Review Final Report. The review was conducted from July 17, 2008, through July 27, 2008, and focused on available documentation, to the extent possible, to evaluate progress.

The Office of Inspections, Audits Unit reviewed the following:

- Bid packages for the period of September 2007 and March 2008 retained by Research and Planning Section and Fiscal Management Section
- Supporting documents such as copies of Purchase Requisitions, Purchase Orders, and the Department of General Services Bid Specifications
- Expanded Procurement Course Outlines (Command Level/Approvers and Staff Level Procurement Training)
- Procurement Training Sign-in Sheets for April 23, May 28, June 25, and July 9, 2008
- LIDAR Device Training Locations

The following is a summary of Administrative Services Division (ASD) and Planning and Analysis Division (PAD) observations and the status of the corrective actions.

Safety, Service, and Security

- Observation 1: The Department specified sole-brand and sole-source procurements are contrary to competitive procurement rules. Corrective action has been fully implemented.
- Observation 2: Purchased items were not listed on the International Association of Chiefs of Police (IACP) Consumer Products List (CPL) before bid; therefore, not-compliant with the National Highway Traffic Safety Association (NHTSA) regulations. Corrective action has been fully implemented.

In November 2007, ASD and PAD staff reported to the Office of Assistant Commissioner, Staff, steps to be taken to fully implement all corrective actions addressed in the 2007 LIDAR Final Review Report. As part of this follow-up review, the Office of Inspections held discussions with the parties involved to ascertain the specific actions taken to implement recommendations from the initial review. This was supplemented by an examination of all related records. Additionally, during the first two quarters of 2008, the Department initiated contract and procurement training classes attended by departmental staff involved in contract and procurement management. Thus, after review of the above information, the Office of Inspections acknowledges that all required activities and corrective actions have been fully implemented.

We are pleased to report ASD and PAD have taken necessary actions to adequately resolve the observations identified in the 2007 LIDAR Review Final Report. Therefore, this report represents the close-out of the 2007 LIDAR Review Final Report.

We appreciate the courtesy, cooperation, and assistance extended to the Office of Inspections by personnel of the ASD's Business Services Section and PAD's Research and Planning Section. If you have any questions, please contact Roger Ikemoto, Senior Management Auditor at (916) 451-8405.


M. C. A. SANTIAGO
Assistant Commissioner

cc: Office of the Assistant Commissioner, Staff
Administrative Services Division
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